

Attorney Docket No. 2185-0452P
Application Serial No. 09/604,763

V. SUMMARY OF THE INVENTION

The present invention is directed to a cosmetic or an external agent that provides excellent safety, stability, and feelings of use (*see* specification at page 2, lines 19-21). The invention comprises a dimerdiol ester of a monocarboxylic acid having 10 to 32 carbon atoms and/or a dimerdiol ester of a dicarboxylic acid (*see* specification at page 4, lines 22-24). The dimerdiol ester of the present invention is of a dicarboxylic acid and can be comprised as a dimer acid (*see* specification at page 6, lines 22 to page 7 line 8). The present invention can further be distinguished in that the amount of the dimerdiol ester can be 0.1-50% by weight in the cosmetic or external agent, and can further comprise an antioxidant, such as vitamin E (*see* specification at pages 9-10).

Another embodiment, which is similar to the present invention, is directed to a cosmetic or an external agent comprising specific types of dimerdiol esters of a monocarboxylic acid having 4 to 34 carbon atoms and/or a dimerdiol ester of a dicarboxylic acid produced by hydrogenating a dimer acid obtained by dimerization of an unsaturated fatty acid having 11 to 22 carbon atoms (*see* specification at page 3, lines 1-20). This embodiment further defines the dimerdiol ester as a monocarboxylic acid having 10 to 32 carbon atoms, a branched fatty acid, a linear unsaturated fatty acid having 10 to 32 carbon atoms, or a rosin or a hydrogenated rosin (*see* specification at page 4, line 22 to page 5 line 28).

P.O. Box 747
Falls Church, Virginia 22040-0747
Phone: (703) 205-8000
Fax: (703) 205-8050
(703) 698-8590 (GIV)

Birch, Stewart, Kolasch & Birch, LLP

Facsimile Cover Sheet

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JUL 11 2007

BOARD OF PATENT APPEALS
AND INTERFERENCES

To: Ms. Deborah P. Vega **From:** John W. Bailey

Fax: 571-273-4681 **Date:** JULY 11, 2007

Phone: 571-272-4681 **Pages:** 4 (including cover sheet)

Your Applic Ser. No. 09/604,763 **Our** 2185-0452P

Ref.: **Ref.:**

Re: Letter submitting new "Summary of the Invention" section for replacing "Summary of the Invention" section of previously filed Appeal Brief (originally filed January 6, 2004).

☒ **Urgent** ☐ **For Review** ☐ **Please Comment** ☐ **Please Reply** ☐ **Please Recycle**

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Dear Ms. Vega,

Further to our telephone discussion on about June 27, 2007, I am faxing to you a letter having enclosed therewith is a revised "Summary of the Invention" section for the Appeal Brief previously submitted to the USPTO on January 6, 2004 in the matter of the instant appeal.

More particularly, the enclosed "Summary of the Invention" document is intended to replace the existing "Summary of the Invention" section at page 3 of the previously filed Appeal Brief of January 6, 2004.

If you have any questions or concerns regarding the instant facsimile, do not hesitate to contact our office.

John Bailey (Reg. No. 32, 881)



Birch, Stewart, Kolasch & Birch, LLP.
Phone 703-205-8031

PATENT
2185-0452P

IN THE U.S. PATENT AND TRADEMARK OFFICE

In re application of:
Tsuyoshi KATAYAMA, et al.

Appeal No.:

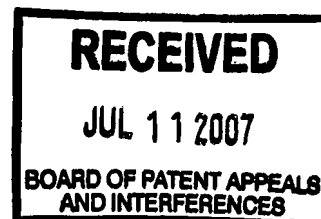
Conf: 3604

Appl. No.: 09/604,763

Group: 1617

Filed: June 26, 2000

Examiner: L.Q. Wells

For: OIL MATERIALS COMPRISING DIMERDIOL ESTER AND
COSMETICS COMPRISING THE ESTER**LETTER SUBMITTING NEW SUMMARY OF THE INVENTION****July 11, 2007**

Sir:

Based upon a telephone conversation with Ms. Deborah P. Vega, of the Board of Patent Appeals and Interferences Branch of the USPTO, enclosed herewith is a revised "SUMMARY OF THE INVENTION" section of the Appeal Brief previously submitted to the USPTO in the matter of the instant appeal on January 6, 2004.

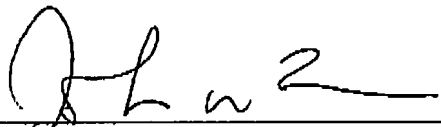
Applicant requests that the enclosed document replace the existing "SUMMARY OF INVENTION" section at page 3 of the previously filed Appeal Brief of January 6, 2004.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to our Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of time fees.

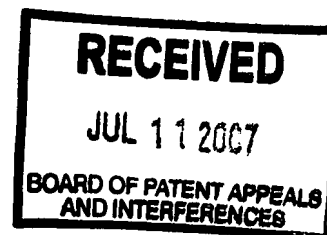
Attorney Docket No. 2185-0452P
Application Serial No. 09/604,763

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 
John W. Bailey, #32,881

8110 Gatehouse Road
Suite 100 East
P.O. Box 747
Falls Church, Virginia 22040-0747
(703) 205-8000



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